

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

THOMSON REUTERS ENTERPRISE)
CENTRE GMBH and WEST PUBLISHING)
CORPORATION,)
Plaintiffs/Counterdefendants,) C.A. No. 20-613-SB
v.) JURY TRIAL DEMANDED
ROSS INTELLIGENCE INC.,)
Defendant/Counterclaimant.)

**ROSS INTELLIGENCE, INC.'S REQUEST FOR JUDICIAL NOTICE IN TO
COUNTERDEFENDANTS' MOTION FOR SUMMARY JUDGMENT ON ROSS'S
ANTITRUST COUNTERCLAIMS (NO. 4) – INJUNCTIVE RELIEF**

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Dated: September 28, 2023

Pursuant to Rule 201 of the Federal Rules of Evidence, ROSS Intelligence, Inc. (“ROSS”) respectfully requests that the Court take judicial note of the following document in connection with ROSS’s Opposition to Counterdefendants’ Motion for Summary Judgment on ROSS’s Antitrust Counterclaims (No. 4) – Injunctive Relief:

1. A Certificate of Good Standing, issued by the Secretary of State for the State of Delaware, indicating that as of September 11, 2023, ROSS is in good standing as a corporate entity. A true and correct copy of the certificate is attached hereto as **Exhibit 1**.

Courts are authorized to take notice of a fact that “is not subject to reasonable dispute because it: (1) is generally known within the trial court’s territorial jurisdiction; or (2) can be accurately and readily determined from sources whose accuracy cannot reasonably be questioned.” Fed. R. Evid. 201(b). Rule 201(d) provides that the Court “may take judicial notice at any stage of the proceeding.”

A court may take judicial notice of information made publicly available by government entities. *See Daniels-Hall v. Nat’l Educ. Ass’n*, 629 F.3d 992, 998 (9th Cir. 2010) (cited with approval in *Vanderklok v. United States*, 868 F.3d 189, 205 n.16 (3d Cir. 2017)); *see also Gagliardi v. Kratzenberg*, 188 F. App’x 86, 88 n.3 (3d Cir. 2006) (holding that judicial notice appropriate for property deeds to establish ownership). And courts routinely take judicial notice of public records. The Certificate of Good Standing is a “public document certified by Delaware’s Secretary of State, and there can be no serious question as to its authenticity.” *Nikolouzakis v. Exinda Corp.*, 2012 WL 3239853, at *5 (D. Del. Aug. 7, 2012); *see also, e.g., 786 Challenger St. LLC v. Bombardier Aerospace Corp.*, 2021 WL 9598628, at *2 (D. Del. Jan. 27, 2021) (Bibas, J.) (taking judicial notice of a corporate certificate of cancellation as a “trustworthy public record”).

For the foregoing reasons, ROSS respectfully requests that the Court take judicial notice of the Certificate of Good Standing attached hereto as Exhibit 1.

Respectfully submitted,
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